

UNITED STATES DISTRICT COURT
THE SOUTHERN DISTRICT OF OHIO
EASTERN DIVISION

**IN RE: DAVOL, INC./C.R. BARD,
INC., POLYPROPYLENE HERNIA
MESH PRODUCTS LIABILITY
LITIGATION**

Case No. 2:18-md-2846

**Judge Edmund A. Sargus, Jr.
Magistrate Judge Kimberly A. Jolson**

This document relates to:

Latorre v. Davol, Inc., et al.

Case No. 2:21-cv-2640

ORDER

This matter is before the Court on Plaintiff's unopposed Motion to Substitute Party. (ECF No. 4.) Rule 25 provides that, “[i]f a party dies and the claim is not extinguished, the court may order substitution of the proper party.” Fed. R. Civ. P. 25(a)(1). “A motion for substitution may be made by any party or by the decedent’s successor or representative.” *Id.*

Following Plaintiff's death, his wife Mary Jo Latorre was appointed the personal representative of his estate. (ECF No. 4.) Plaintiff now moves for the substitution of Mary Jo Latorre, as Personal Representative of the Estate of Frank Latorre, as the proper plaintiff. (*Id.*) Plaintiff's unopposed Motion to Substitute is **GRANTED**. The Clerk is directed to substitute Mary Jo Latorre, as Personal Representative of the Estate of Frank Latorre, as Plaintiff in place of Frank Latorre.

IT IS SO ORDERED.

3/9/2023
DATE

s/Edmund A. Sargus, Jr.
EDMUND A. SARGUS, JR.
UNITED STATES DISTRICT JUDGE